

Declaration for Patent Application

Docket Number: 1619.0210000/JAG/CMB

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter that is claimed and for which a patent is sought on the invention entitled **Methods for Diagnosing the Presence or Stage of Cancer**, the specification of which is attached hereto unless the following box is checked:

☒ was filed on May 16, 2005;
as United States Application Number 10/535,156.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or (f) or § 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or § 365(a) of any PCT international application, which designated at least one country other than the United States of America, listed below, and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Applications(s):

Priority Claimed

PCT/US2003/036341
(Application No.)

PCT

(Country)

13/11/2003
(Day/Month/Year Filed)

☒ Yes ☐ No

(Application No.)

(Country)

(Day/Month/Year Filed)

☐ Yes ☐ No

Send Correspondence to:

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Washington, D.C. 20005-3934

Direct Telephone Calls to:

(202) 371-2600

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first Inventor:	Alain NEPVEU
Signature of first Inventor:	<i>Alain Nepveu</i> Date: Jan 19, 2006
Residence:	Montreal, Quebec
Citizenship:	Canada
Mailing Address:	3456 Grey Montreal, Quebec CANADA H4A 3N6

Full name of second Inventor:	Brigitte GOULET
Signature of second Inventor:	Date:
Residence:	Montreal, Quebec
Citizenship:	Canada
Mailing Address:	5865 Jeanne Mance Montreal, Quebec CANADA H2V 4K9

Full name of third Inventor:	Nam-Sung MOON
Signature of third Inventor:	Date:
Residence:	Medford, MA
Citizenship:	Canada
Mailing Address:	15 Governors Avenue, #31 Medford, MA 02155

Full name of fourth Inventor:	Matthew BOGYO
Signature of fourth Inventor:	Date:
Residence:	Mill Valley, California
Citizenship:	U.S.A.
Mailing Address:	144 Harvard Avenue Mill Valley, CA 94941

Full name of first Inventor:	Alain NEPVEU
Signature of first Inventor:	Date:
Residence:	Montreal, Quebec
Citizenship:	Canada
Mailing Address:	3456 Grey Montreal, Quebec CANADA H4A 3N6

Full name of second Inventor:	Brigitte GOULET
Signature of second Inventor:	Date: 01/25/2006
Residence:	Montreal, Quebec
Citizenship:	Canada
Mailing Address:	5865 Jeanne Mance Montreal, Quebec CANADA H2V 4K9

Full name of third Inventor:	Nam-Sung MOON
Signature of third Inventor:	Date:
Residence:	Medford, MA
Citizenship:	Canada
Mailing Address:	15 Governors Avenue, #31 Medford, MA 02155

Full name of fourth Inventor:	Matthew BOGYO
Signature of fourth Inventor:	Date:
Residence:	Mill Valley, California
Citizenship:	U.S.A.
Mailing Address:	144 Harvard Avenue Mill Valley, CA 94941

Full name of first Inventor:	Alain NEPVEU
Signature of first Inventor:	Date:
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Citizenship:	Canada
Mailing Address:	3456 Grey Montreal, Quebec CANADA H4A 3N6

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Signature of second Inventor:	Date:
Residence:	Montreal, Quebec
Citizenship:	Canada
Mailing Address:	5865 Jeanne Mance Montreal, Quebec CANADA H2V 4K9

Full name of third Inventor:	Nam-Sung MOON
Signature of third Inventor:	Date: Jan. 18, 2006
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Citizenship:	Canada
Mailing Address:	15 Governors Avenue, #27 Medford, MA 02155 nsm


Full name of fourth Inventor:	Matthew BOGYO
Signature of fourth Inventor:	Date:
Residence:	Mill Valley, California
Citizenship:	U.S.A.
Mailing Address:	144 Harvard Avenue Mill Valley, CA 94941

Full name of first Inventor:	Alain NEPVEU
Signature of first Inventor:	Date:
Residence:	Montreal, Quebec
Citizenship:	Canada
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Full name of second Inventor:	Brigitte GOULET
Signature of second Inventor:	Date:
Residence:	Montreal, Quebec
Citizenship:	Canada
Mailing Address:	5865 Jeanne Mance Montreal, Quebec CANADA H2V 4K9

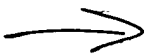
Full name of third Inventor:	Nam-Sung MOON
Signature of third Inventor:	Date:
Residence:	Medford, MA
Citizenship:	Canada
Mailing Address:	15 Governors Avenue, #31 Medford, MA 02155

Full name of fourth Inventor:	Matthew BOGYO
Signature of fourth Inventor:	Date: 2/8/06
Residence:	REDWOOD CITY Mill Valley, California
Citizenship:	U.S.A.
Mailing Address:	144 Harvard Avenue 505 BERESFORD AVE Mill Valley, CA 94941 REDWOOD, CITY, CA 94061

Full name of fifth Inventor:	Amos BARUCH
Signature of fifth Inventor:	 Date: 03/03/06
Residence:	San Francisco, California
Citizenship:	Israel
Mailing Address:	1835 35th Avenue 1535 FUNSTON AVE San Francisco, CA 94122

Full name of sixth Inventor:	Peter WATSON
Signature of sixth Inventor:	Date:
Residence:	Winnipeg, Manitoba
Citizenship:	Canada
Mailing Address:	163 Wildwood Park Winnipeg, Manitoba CANADA

Full name of fifth Inventor:	Amos BARUCH
Signature of fifth Inventor:	Date:
Residence:	San Francisco, California
Citizenship:	Israel
Mailing Address:	1835 35th Avenue San Francisco, CA 94122



Full name of sixth Inventor:	Peter WATSON
Signature of sixth Inventor:	<i>P.H. Watson</i> Date: <i>20th Mar 2006</i>
Residence:	Winnipeg, Manitoba
Citizenship:	Canada
Mailing Address:	163 Wildwood Park Winnipeg, Manitoba CANADA

417789v1

ATTORNEY DOCKET NO.: 1619.0210000/JAG/CMB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Alain Nepveu Examiner: Patricia A. Booker
Serial No.: 10/535,156 Art Unit:
Filing Date: 05/16/2005
Title: METHODS FOR DIAGNOSING THE PRESENCE OR STAGE OF CANCER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

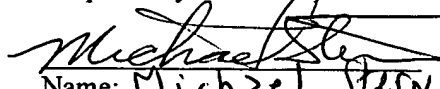
WRITTEN ASSERTION OF SMALL ENTITY STATUS
UNDER 37 CFR §1.27(a)(3)
NONPROFIT ORGANIZATION

The undersigned hereby asserts entitlement to small entity status as a nonprofit organization under 37 CFR §1.27(a)(3) on behalf of McGill University.

This assertion is made on the ground that McGill University is a nonprofit organization

(a) that *has not* assigned, granted, conveyed, or licensed, and is under no obligation under contract or law to assign, grant, convey, or license, any rights in the above-referenced patent application to any party who does not qualify for small entity status either as a person, a small business concern, or a nonprofit organization under 37 CFR § 1.27, as set forth in 37 CFR § 121.802.

Respectfully submitted,


Name: Michael Stern, Ph.D.
Title: Office of Technology Transfer Officer
On behalf of McGill University

ATTORNEY DOCKET NO.: 1619.0210000/JAG/CMB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Alain Nepveu	Examiner:	Patricia A. Booker
Serial No.:	10/535,156	Art Unit:	
Filing Date:	05/16/2005		
Title:	METHODS FOR DIAGNOSING THE PRESENCE OR STAGE OF CANCER		

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

WRITTEN ASSERTION OF SMALL ENTITY STATUS
UNDER 37 CFR §1.27(a)(3)
NONPROFIT ORGANIZATION

The undersigned hereby asserts entitlement to small entity status as a nonprofit organization under 37 CFR §1.27(a)(3) on behalf of The Regents of the University of California.

This assertion is made on the ground that The Regents of the University of California is a nonprofit organization

(a) that *has not* assigned, granted, conveyed, or licensed, and is under no obligation under contract or law to assign, grant, convey, or license, any rights in the above-referenced patent application to any party who does not qualify for small entity status either as a person, a small business concern, or a nonprofit organization under 37 CFR § 1.27, as set forth in 13 CFR § 121.802.

Respectfully submitted,



Name: _____

Title: _____

On behalf of The Regents of the University of
California

Susan Y. Nakashima
Business Manager
Office of Technology Management
University of California, San Francisco
Attorney Docket No.: 1619.0210000/JAG/CMB

3177991v1

ATTORNEY DOCKET NO.: 1619.0210000/JAG/CMB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Alain Nepveu Examiner: Patricia A. Booker
Serial No.: 10/535,156 Art Unit:
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Title: METHODS FOR DIAGNOSING THE PRESENCE OR STAGE OF CANCER

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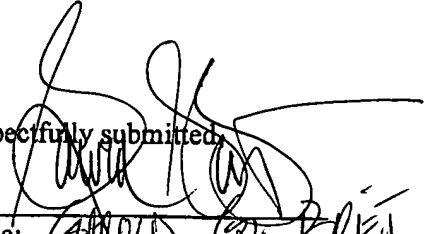
WRITTEN ASSERTION OF SMALL ENTITY STATUS
UNDER 37 CFR §1.27(a)(3)
NONPROFIT ORGANIZATION

The undersigned hereby asserts entitlement to small entity status as a nonprofit organization under 37 CFR §1.27(a)(3) on behalf of University of Manitoba.

This assertion is made on the ground that University of Manitoba is a nonprofit organization

(a) that *has not* assigned, granted, conveyed, or licensed, and is under no obligation under contract or law to assign, grant, convey, or license, any rights in the above-referenced patent application to any party who does not qualify for small entity status either as a person, a small business concern, or a nonprofit organization under 37 CFR § 1.27, as set forth in 13 CFR § 121.802.

Respectfully submitted,


Name: CHARLES G. BLUM
Title: EX. DIRECTOR
On behalf of University of Manitoba

ATTORNEY DOCKET NO.: 1619.0210000/JAG/CMB
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Alain Nepveu	Examiner:	Patricia A. Booker
Serial No.:	10/535,156	Art Unit:	
Filing Date:	05/16/2005		
Title:	METHODS FOR DIAGNOSING THE PRESENCE OR STAGE OF CANCER		

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

WRITTEN ASSERTION OF SMALL ENTITY STATUS
UNDER 37 CFR §1.27(a)(2)
SMALL BUSINESS CONCERN

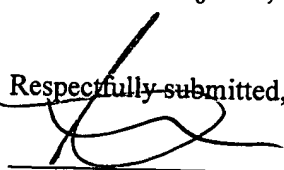
The undersigned hereby asserts entitlement to small entity status as a small business concern under 37 CFR §1.27(a)(2) on behalf of Diagnocure Inc.

This assertion is made on the ground that Diagnocure Inc. is a concern

(a) whose number of employees, including affiliates, does not exceed 500 persons; and

(b) that *has not* assigned, granted, conveyed, or licensed, and is under no obligation under contract or law to assign, grant, convey, or license, any rights in the above-referenced patent application to any party who does not qualify for small entity status either as a person, a small business concern, or a nonprofit organization under 37 CFR § 1.27, as set forth in 13 CFR § 121.802.

Respectfully submitted,


Name: Pierre Désy

Title: President and Chief Executive Officer
On behalf of Diagnocure Inc.